

1 [COUNSEL LISTED ON SIGNATURE PAGE]  
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6 UNITED STATES DISTRICT COURT  
7 NORTHERN DISTRICT OF CALIFORNIA  
8 SAN FRANCISCO DIVISION

9 RIVERBED TECHNOLOGY, INC.,

Case No. C-08-1314-WHA

10 Plaintiff,

11 v.

12 QUANTUM CORPORATION, a Delaware  
13 Corporation, A.C.N. 120 786 012 PTY. LTD.,  
an Australian Company, and ROCKSOFT  
LTD., an Australian Company,

**STIPULATED REQUEST FOR  
DISMISSAL OF ACTION, AND  
[PROPOSED] ORDER THEREON**

14 Defendants.

Honorable William H. Alsup  
United States District Judge

15 Complaint Filed in D. Del.: January 9, 2008  
16 Case Transferred to N.D. Cal.: March 10, 2008

## **STIPULATION FOR DISMISSAL**

IT IS HEREBY STIPULATED by Riverbed Technology, Inc. ("Riverbed"), on the one hand, and Quantum Corporation ("Quantum"), A.C.N. 120 786 012 Pty. Ltd. ("A.C.N. 120"), and Rocksoft Ltd. ("Rocksoft"), on the other hand, by and through their respective counsel of record herein, that this entire action, consisting of Riverbed's declaratory judgment claims for non-infringement and invalidity of U.S. Patent No. 5,990,810, shall be dismissed without prejudice.

**IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

By his signature below, counsel for Quantum, A.C.N. 120, and Rocksoft attests that counsel for Riverbed whose electronic signature is provided has concurred in this filing.

Dated: October 7, 2008

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By: /s/ Nathaniel Bruno

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LTD.

Dated: October 7, 2008

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Attorneys for RIVERBED TECHNOLOGY, INC.

## **ORDER**

In accordance with the foregoing Stipulation of the parties, which is incorporated herein by reference, and with good cause appearing therefor,

IT IS HEREBY ORDERED that this entire action (Northern District of California Case No. C-08-1314-WHA) is hereby dismissed as follows, each party to bear its own fees and costs:

Riverbed Technology, Inc.'s declaratory judgment claims against Quantum Corporation ("Quantum"), A.C.N. 120 786 012 Pty. Ltd. ("A.C.N. 120"), and Rocksoft Ltd. ("Rocksoft") for non-infringement and invalidity of U.S. Patent No. 5,990,810 ARE HEREBY DISMISSED WITHOUT PREJUDICE, each party to bear its own fees and costs.

## **IT IS SO ORDERED.**

Date: October 14, 2008.

